



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Aging and Disability Services

Subject of possible rule making: To comply with changes in law made by Substitute Senate Bill 5042, the department is considering amending the following sections in chapter 388-101 WAC, Certified Community Residential Services and Supports: WAC 388-101-3000-Definitions, and other related rules as appropriate.

To comply with changes in law made by Engrossed Substitute House Bill 1548, the department is also considering amending or repealing the following sections in chapter 388-101 WAC: WAC 388-101-3000-Definitions, WAC 388-101-3050-Application for initial certification, WAC 388-101-3220-Administrator responsibilities and training, WAC 388-101-3245-Background check—General, WAC 388-101-3250-Background checks—Washington state, WAC 388-101-3253-National fingerprint-based background checks—Required, WAC 388-101-3255-Background checks—Provisional hire—Pending results, WAC 388-101-3258-Training requirements for staff hired before January 1, 2011, WAC 388-101-3302-Certified community residential services and supports—General training requirements, and other related rules as appropriate. The department is also considering adding new sections to the chapter.

To comply with changes in law made by Second Engrossed Second Substitute House Bill 1738, the department is considering amending the following sections in chapter 388-101 WAC: WAC 388-101-3545-Using client funds for health services, and other related rules as appropriate.

Statutes authorizing the agency to adopt rules on this subject:

RCW 71A.12.030 and .080

Reasons why rules on this subject may be needed and what they might accomplish: The department is amending these rules to comply with and be consistent with Substitute Senate Bill 5042, Second Engrossed Second Substitute House Bill 1738, and Engrossed Substitute House Bill 1548.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Anyone interested should contact the staff person identified below.

Contact:

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Draft section language will be posted on the ADSA Professional internet webpage for review and comment prior to filing the CR-102. Anyone from the public can comment directly to the Program Manager listed above via phone, e-mail, or fax.

DATE
June 17, 2011

NAME (TYPE OR PRINT)
Katherine Vasquez

SIGNATURE

TITLE
DSHS Rules Coordinator

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